

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>05/19/06</u>		2 Serial/Patent # <u>10/069,107</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
X	Petition			\$ 500.00							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
7 TOTAL AMOUNT OF REFUND			\$ 500.00								
8 TO BE REFUNDED BY:											
10 REASON:		Treasury Check									
	Overpayment	X Credit Deposit A/C #:									
	Duplicate Payment	9 <table border="1" style="display: inline-table; text-align: center; width: 150px;"> <tr> <td>5</td><td>0</td><td>--</td><td>3</td><td>6</td><td>2</td><td>9</td> </tr> </table>			5	0	--	3	6	2	9
5	0	--	3	6	2	9					
X	No Fee Due (Explanation):										
Holding of abandonment withdrawn, so petition fee unnecessary											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Charles Steven Brantley</u>		TITLE: <u>Senior Petitions Attorney</u>									
SIGNATURE:		PHONE: <u>571-272-3203</u>									
OFFICE: <u>Office of Petitions</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED:		DATE: <u>5/23/06</u>									

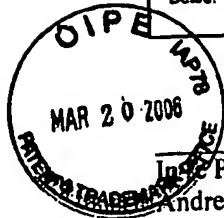
Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 16, 2006

Signature: 

Docket No.: 29985/05-112C
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Andrew H. Cragg et al.

Application No.: 10/069,107

Art Unit: 3736

Filed: December 16, 2002

Examiner: Brian Scott Szmai

For: Device and Method for Determining a Depth of
an Incision

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT, OR AS A FIRST
ALTERNATIVE, PETITION TO REVIVE UNAVOIDABLY ABANDONED
APPLICATION UNDER RULE 137(a) DUE TO FAULT OF THE USPTO OR US
POSTAL SERVICE, OR AS A SECOND ALTERNATIVE, PETITION TO REVIVE
UNINTENTIONALLY ABANDONED APPLICATION UNDER RULE 137(b)**

Attn: Office of Petitions
MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

INTRODUCTORY COMMENTS

This paper is filed in response to the notice of non-compliant amendment mailed on November 3, 2005, but not received in Chicago until March 3, 2006 and not received at the correct address of record until March 6, 2006.

No fee is enclosed herewith. However, authorization is hereby provided to charge deposit account no. 50-3629 with the \$500.00 fee under Rule 17(1) for a petition under Rule 137(a) if the petition to withdraw the holding of abandonment is not granted or to charge deposit account no. 50-3629 with the balance of \$1500.00 due if the Office deems this to be an unintentionally abandoned application under Rule 137(b). However, the undersigned request relief from all fees as the abandonment is clearly the fault of the U.S. Government -

03/21/2006 TBESHAMH 00000028 503629 10069107

01 FC:1452 500.00 DA

Void date: 03/21/2006 TBESHAMH
03/21/2006 TBESHAMH 00000028 503629 10069107
01 FC:1452 500.00 CR

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03/21/2006 TBESHAMH 00000091 503629 10069107

01 FC:1452 500.00 DA

Adjustment date: 05/23/2006 CKHLOK
03/21/2006 TBESHAMH 00000091 503629 10069107
01 FC:1452 500.00 CR